

# Exhibit L

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

HITACHI, LTD. and HITACHI AUTOMOTIVE  
PRODUCTS (USA), INC.,

Plaintiffs,

V.

BORGWARNER INC.,  
and BORGWARNER MORSE TEC INC.,

Defendants.

Civil Action No. 05-048-SLR

BORGWARNER INC.,

Counterclaimant,

V.

HITACHI, LTD., and HITACHI AUTOMOTIVE  
PRODUCTS (USA), INC.,

### Counterdefendants.

**PUBLIC VERSION**

**SUPPLEMENTAL DECLARATION OF LISA A. SCHNEIDER IN SUPPORT OF  
BORGWARNER'S MOTION FOR SUMMARY JUDGMENT THAT  
THE BUTTERFIELD PAPER SUBMITTED TO IMECHE  
DOES NOT CONSTITUTE PRIOR ART UNDER 35 U.S.C. §§ 102(a) OR 102(b)**

*OF COUNSEL:*

SIDLEY AUSTIN LLP

Hugh A. Abrams

Thomas D. Rein

Lisa Schneider

Marc A. Cavan

Lara V. Hirshfeld

One South Dearborn Street

Chicago, Illinois 60603

(312) 853-7000

Richard K. Herrmann (I.D. #405)

Lewis H. Lazarus (I.D. #2374)

Mary B. Matterer (I.D. #2696)

MORRIS JAMES LLP

500 Delaware Avenue

Suite 1500

Wilmington, DE 19801-1494

(302) 888-6800

mmatterer@morrisjames.com

*Attorneys for BorgWarner Inc. and  
BorgWarner Morse TEC Inc.*

Date: December 19, 2006

Redacted Dated: December 28, 2006

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Lisa A. Schneider, under penalty of perjury declares as follows:

1. I am a member in good standing of the Bar of the State of Illinois and a partner at the law firm of Sidley Austin LLP, counsel to defendant BorgWarner in the above action.

2. I submit this declaration in further support of defendant BorgWarner's Motion for Summary Judgment That The Butterfield Paper Submitted to IMechE Does Not Constitute Prior Art Under 35 U.S.C. §§ 102(a) Or 102(b).


3. Attached hereto as Exhibit 11 is a true and correct copy of attachment 16 to exhibit 3 to the deposition of Ms. Rogers. This document bears Bates label HIT0445543-72. I have no personal knowledge regarding the authenticity or accuracy of this document.

4. Attached hereto as Exhibit 12 is a true and correct copy of Attached hereto as Exhibit 3 is a true and correct copy of the cited pages of the January 20, 2006 deposition of Philip Mott.

5. Attached hereto as Exhibit 13 is a true and correct copy of Plaintiffs' Hitachi, Ltd.'s and Unisia North America, Inc.'s Fifth Supplemental Responses to Defendants' First Interrogatories.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge, information, and belief.

Dated: December 13, 2006

By:   
\_\_\_\_\_  
Lisa A. Schneider